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17 Attorneys for Plaintiff

18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA

20 Karen Moe Humphreys,

21 Plaintiff,

22 v.

23 Regents of the University of California, University
24 of California, Berkeley, Department of
25 Intercollegiate Athletics and Recreational Sports,
26 Steve Gladstone, in his individual and official
27 capacity, and Mark Stevens, in his individual and
28 official capacity,

Defendants.

No. C 04 3808 SI

STIPULATION RE ASSERTION OF
FIFTH CLAIM FOR RELIEF IN THIRD
AMENDED COMPLAINT AGAINST
DEFENDANTS GLADSTONE AND
STEPHENS IN THEIR INDIVIDUAL
CAPACITY

WHEREAS, plaintiff filed a Third Amended Complaint on October 14, 2005; and

WHEREAS, the parties have met and conferred regarding a possible motion to dismiss
by defendants, and

WHEREAS, the parties have agreed that, if plaintiff stipulates that her Fifth Claim for
Relief is asserted against defendants Gladstone and Stephens in their individual capacity,
defendants will not file a motion to dismiss,

1 IT IS STIPULATED that Plaintiff asserts her Fifth Claim for Relief in her Third
2 Amended Complaint against Defendants Gladstone and Stephens in their individual capacity
3 only.

4 Paul Yang 11/10/05 Andrew Thomas Sinclair 11-10-05
5 PAUL YANG DATE ANDREW THOMAS SINCLAIR DATE
6 Lafayette & Kumagai Sinclair Law Office
7 Attorneys for Defendants Attorneys for Plaintiff

